

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
EL PASO DIVISION**

Nehemias Nunez,	§	
	§	
	§	Civil Action No.: 3:11-cv-00132-FM
	§	
Plaintiff,	§	
v.	§	
	§	
Financial Recovery Services, Inc.,	§	
	§	
Defendant.	§	
	§	

**STIPULATION OF DISMISSAL OF ACTION WITH PREJUDICE
PURSUANT TO RULE 41(a)**

Plaintiff, Nehemias Nunez, and Defendant, Financial Recovery Services, Inc., file this stipulation of dismissal, with prejudice, pursuant to Fed. R. Civ. P. 41(a).

1. Nehemias Nunez is the Plaintiff. Financial Recovery Services, Inc. is the Defendant.
2. On or about April 7, 2011, Plaintiff sued Defendant.
3. Plaintiff moves to dismiss the suit as to all parties.
4. Defendant, who has answered, agrees to the dismissal.
5. This case is not a class action, and a receiver has not been appointed.
6. This action is not governed by any statute of the United States that requires an order of the court for dismissal of this case.
7. Plaintiff has not dismissed an action based on or including the same claim or claims as those presented in this suit.
8. This dismissal is with prejudice.

Dated: July 6, 2011

Respectfully submitted,

By: PLAINTIFF, Nehemias Nunez

/s/ Diana P. Larson

Diana P. Larson
Texas Bar No. 24007799
The Larson Law Office, PLLC
440 Louisiana, Suite 900
Houston, TX 77002
Telephone: (713) 221-9088
Facsimile: (832) 415-9762
Email: Diana@thelarsonlawoffice.com

Of Counsel To

LEMBERG & ASSOCIATES L.L.C. A
Connecticut Law Firm
1100 Summer Street, 3rd Floor
Stamford, CT06905
Telephone: (203) 653-2250
Facsimile: (877) 795-3666

And

By: DEFENDANT, Financial Recovery
Services, Inc.,

/s/ David C. Sander

David C. Sander
SCANLAN, BUCKLE & YOUNG, PC
Attorney-in-Charge
Texas Bar No. 00788348
602 West 11th Street
Austin, TX 78701
E-mail: dsander@sbylaw.com
Tel: 512/478-4651
Fax: 512/478-7750
Attorneys for Defendant

CERTIFICATE OF SERVICE

On July 6, 2011, I filed the foregoing document with the Clerk of the Court for the U.S. District Court for the Western District of Texas, Houston Division via the ECF System. Counsel for Defendant was served also by the ECF System.

David C. Sander
SCANLAN, BUCKLE & YOUNG, PC
Attorney-in-Charge
Texas Bar No. 00788348
602 West 11th Street
Austin, TX 78701
E-mail: dsander@sbylaw.com
Tel: 512/478-4651
Fax: 512/478-7750
Attorneys for Defendant

/s/ Diana Larson

Diana Larson

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
EL PASO DIVISION**

Nehemias Nunez,

Plaintiff,

v.

Financial Recovery Services, Inc.,

Defendant.

§
§
§
§
§
§
§
§
§
§
§

Civil Action No.: 3:11-cv-00132-FM

ORDER ON STIPULATION TO DISMISS

On _____, 2011, the Court considered the parties' stipulation to dismiss. After considering the stipulation, the court:

GRANTS the stipulation and dismisses the case without prejudice.

SIGNED on _____, 2011.

The Honorable Judge Frank Montalvo

APPROVED & ENTRY REQUESTED:

/s/ Diana P. Larson

Diana P. Larson
Texas Bar No. 24007799
The Larson Law Office, PLLC
440 Louisiana, Suite 900
Houston, TX 77002
Telephone: (713) 221-9088
Facsimile: (832) 415-9762
Counsel for Plaintiff

/s/ David C. Sander

David C. Sander
SCANLAN, BUCKLE & YOUNG, PC
Attorney-in-Charge
Texas Bar No. 00788348
602 West 11th Street
Austin, TX 78701
E-mail: dsander@sbylaw.com
Tel: 512/478-4651
Fax: 512/478-7750
Attorneys for Defendant